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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

GILL-GARRISON et al.

Atty. Ref.: 620-130; Confirmation No. 3569

Appl. No. 09/771,933

TC/A.U. 1631

Filed: January 30, 2001

Examiner: CLOW

For: COMPUTER-ASSISTED MEANS FOR ASSESSING LIFESTYLE RISK FACTORS

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January 24, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST

The Examiner is requested to confirm that the following references have been considered:

U.S. Patent No. 5,648,482;

Gil, J.P. et al., Carcinogenesis 19(1) 37-41, 1998;

MacKness, B. et al., Eur J. Clin Invest. 30, p 4-10;

Pluth, J.M. et al, Pharmacogenetics, 10, 4, p 311-319 (2000);

Ulrich, C.M., et al., Cancer Epidemiological Biomarkers Prevention 8:659-668 (1999); and

Zychma et al (1999), J. Am Soc Nephrol, 10, 10, p 2120-2124.

Specifically, the above-listed references were listed on the Examiner initialed PTO-1449 Forms received with the Office Action mailed February 10, 2004, which also contain a line through the references which appears to have been unintentionally made

by a photocopier or scanner, the line through the above-listed references on the PTO-1449 Forms listing the references appears to have been made at a fairly consistent position on each page and the Office Action received with the initialed PTO-1449 Forms does not explain why the above-listed references may not have been considered by the Examiner.

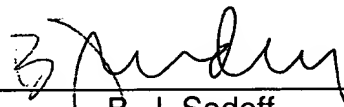
The confirmation that these references have been considered is requested out of an abundance of caution.

The present paper is not being filed in response to the Office Action of December 28, 2004.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____



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